

25X1A6a DISPATCH		CLASSIFICATION SECRET	DISPATCH SYMBOL AND NO. Att. [REDACTED] 25X1A6c
TO Chief of Station, [REDACTED] ATTN: [REDACTED]		HEADQUARTERS FILE NO.	
FROM Chief, [REDACTED]		DATE 24 DEC 1958	
SUBJECT Claim for Reimbursement for Destroyed Household Effects		RE: "43-3" - (CHECK "X" ONE) <input type="checkbox"/> MARKED FOR INDEXING <input checked="" type="checkbox"/> NO INDEXING REQUIRED	
ACTION REQUIRED For Information Only		INDEXING CAN BE JUDGED BY QUALIFIED HQ. DESK ONLY	

REFERENCE(S)

25X1A6c [REDACTED] dated 11 September 1958



1. In response to your request in the reference dispatch, your claim has been thoroughly reviewed and submitted to Chief, KUBARK, for consideration and final decision. I regret very much that, as a result of this review, it was determined that there is no basis upon which reimbursement can be made, and that the original findings of the Headquarters Board of Survey must be confirmed. Several of our employees suffered losses in this fire, and it is unfortunate that we are unable to compensate them for their property.

2. Your case was considered within the framework of established policies which are common to all government departments and agencies except the military services. When employees are proceeding overseas on a PCS assignment, they may ship or store their personally-owned property (within certain limitations) and be reimbursed therefor. The government does not, however, accept any responsibility for the safekeeping of the property, nor does it become an insurer thereof. Consequently, if insurance coverage is desired, the employee must obtain it at his own expense. The military services have been granted certain statutory authorities (predicated on circumstances peculiar to them), but these authorities have never been extended to civilian departments. I have raised this point only to eliminate possible confusion of a type which has arisen in conjunction with several other claims. In these latter cases, the claimants have become generally aware of one or more claims which have been processed through the military and have attempted to equate these with their own cases or cite them as precedents. You may be assured that we have considered every possible aspect of your claim and have explored every possible avenue of relief.

3. Your claim is based generally on the premise that the Central Processing Branch was your agent in handling your effects, and must therefore assume the responsibilities inherent in an agent/principal relationship. Central Processing Branch is a service facility which was established to advise and assist employees in making their personal travel arrangements, but they cannot assume the employees' responsibilities on behalf of the government. However, even if we hypothetically assume that Central Processing Branch did become your agent for the purpose of storing your effects, there would still be no liability accruing to the government for a number of reasons. The services which they agreed to perform were completed two years before the fire, and the absence of any objection during that period indicates your approval of the arrangements which they made. Further, additional property was added to your account in November, 1956, without the assistance or prior knowledge of Central Processing Branch. This is presumed to have been done at your direction, and is a further indication of your acceptance of the arrangements. Finally, there is no negligence attributable to Central Processing Branch in carrying out their agreement to place your effects in a reputable warehouse.

4. The denial of liability by the storage company followed an investigation which indicated that the fire was probably attributable to a boy arsonist. Consequently, the company and their insurers claimed that they were not negligent and therefore not liable. We do not know whether this position has been contested in a law suit, but we have been advised by the appropriate cover authorities that there are no cover/security reasons which would prevent you from seeking relief in this manner.

FORM 10-57 53 (40)	USE PREVIOUS EDITION. REPLACES FORMS 51-28, 51-29A AND 51-29 WHICH ARE OBSOLETE.	CLASSIFICATION SECRET	<input checked="" type="checkbox"/> CONTINUED	PAGE NO. 1.
--------------------	--	-------------------------------------	---	----------------

CONTINUATION OF DISPATCH	CLASSIFICATION S-E-C-R-E-T	DISPATCH SYMBOL AND NO. 25X1A6c Att. to: 
<p>5. We are very much aware of the personal hardship which you are experiencing as a result of the losses, and I hope that the brief summary above explains our limitations. In the event you may desire more detailed information, I might suggest that the file will be available for review when you return to Headquarters.</p> <p> 25X1A2e</p> <p>SA-DD/S:TBA:jlf (19 Dec 58) Distribution: Orig. & 2 - Addressee 1 - SSA-DD/S 1 - C/WE Division 1 - HBS via Log. 1 - CFB via Pers. 1 - DD/S Chrono 1 - DD/S Subject 1 - DD/S Reading</p> <p style="text-align: center;">CONFIDENTIAL</p>		
FORM 10-57 53a (40)	USE PREVIOUS EDITION. REPLACES FORMS 51-28, 51-28A AND 51-29 WHICH ARE OBSOLETE CLASSIFICATION S-E-C-R-E-T	<input type="checkbox"/> CONTINUED PAGE NO. 2.

SECRET

Approved For Release 2001/07/12 : CIA RDP78-04718A002500290002-3

ROUTING AND RECORD SHEET DD/S 58-5027

25X1A6c

FROM:		CONFIDENTIAL		COMMENTS	
TO		ROOM NO.	DATE	OFFICER'S INITIALS	
			RECEIVED	FORWARDED	
1.	C/FE Div. <i>Dep</i>	2019	30 Dec 1958	30/12	<i>PK</i>
	Dispatch and Pouch Section	1308 "L"	30/12	30/12	<i>g</i>
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					
16.					
17.					
18.					

COORDINATING OFFICERS		AUTHENTICATING OFFICER	
NAME	OFFICE	NAME	TITLE
		<i>L. K. White</i>	DEC 24 1958 DD/S
	25X1A9a		
			C/FE Division

ENCLOSURE	ABSTRACT	FILE NUMBER
	INDEX	

DATE MICROFILMED	DOCUMENT DATE	DOCUMENT NUMBER
	30 DEC 1958	

Approved For Release 2001/07/12 : CIA RDP78-04718A002500290002-3